

Application Serial No. 09/853,937 - Filed May 9, 2001

REMARKS

Claims 4-8, 25-29, and 41-44 are pending. A clean listing of the pending claims is provided for the examiner's convenience.

Previously Filed 2nd Preliminary Amendment Not Considered

Applicant notes the 2nd preliminary amendment mailed on October 16, 2001, and received by the U.S. Patent Office on October 19, 2001, was not properly considered. For example, claim amendments and arguments were made in the second preliminary amendment, including cancellation of claims 1-3, 9-24, and 30-40, which are not reflected in the present Office Action. It is also noted that the present Office Action indicates it is responsive to communications filed May 9, 2001. Accordingly, Applicant requests a new Office Action be issued which considers the 2nd preliminary amendment. A copy of a returned postcard evidencing receipt by the Patent Office of the 2nd preliminary amendment on October 19, 2001, is attached.

Interview Summary Attached

An interview summary is attached reflecting the content of a discussion between the below signed representative and the examiner on August 8, 2005. The examiner agreed to re-issue an Office Action which properly considers the 2nd preliminary amendment.

Should the examiner have any questions, the below signed representative is available at (512) 853-8866.

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CONCLUSION

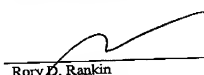
Applicant submits the application is in condition for allowance, and an early notice to that effect is requested.

If any fees are due, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert, & Goetzel, P.C. Deposit Account No. 501505/5957-13101/RDR.

Enclosed:

- ☒ Copy of return receipt postcard for Second Preliminary Amendment of 10/16/01 stamped by the USPTO
- ☒ Interview Summary
- ☒ Return receipt postcard

Respectfully submitted,



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Date: August 9, 2005